

ORCHARD'S CASE AGGRAVATED

Prosecution Announces That it Expects to Conclude This Week.

DEFENSE MUCH SURPRISED.

Trail to be Resumed Tuesday Morning
—Not Likely That Defense Will
Open Until Next Week.

Boise, Ida., June 15.—In support of its case against William D. Hayward, charged with the murder of Frank Steuben, the state today submitted to the jury the testimony of an even dozen witnesses tending to confirm several details of the story of Harry Orchard, and at adjournment announced that it would close its case next week. The announcement as to the conclusion of the prosecution's case was a surprise to the defense and was very clearly pleasing to the prisoner and his counsel. It came in response to a request from the defense for notice from the state as to the time it should assemble its witnesses, and Senator Borah, who spoke for his side, gave next Wednesday as the time. He later explained a suggestion that the trial be held on Tuesday morning, the prosecution would not be able to conclude before the end of the week.

Among today's witnesses were former Gov. Peabody and his daughter, Miss Cora Peabody, but neither of them appeared. It was anticipated that the defense would extensively cross-examine Gov. Peabody and open the entire contention involved in the Colorado labor law, but a noon recess conference of the united counsel for the defense decided that it would be better tactics to refrain from doing so.

Against a sustained fire of objection and motions to strike out and along a record paragraphed with exceptions by the defense to the rulings of Judge Wood, the prosecution succeeded in securing the admission of much evidence bearing on points of Orchard's tale. First there was a showing that Steve Adams, a suspect in the murder of John J. Bradley, was the man who had been in the home from California, where, it is alleged, he went to kill Bradley, sent a telegram to Hayward at Denver for money.

Next it was shown by the originals of six drafts on New York banks, five of which were purchased at the First National bank in Chicago by Hayward himself, that during 1904, 1905 and 1906 money was frequently remitted by Hayward to L. J. Simpkins, former member of the executive board of the Western Federation of Miners, and that "Simmons" came to Caldwell with Harry Orchard and assisted in the first attempt to kill Steuben. The last draft, sent in January after the murder, was cashed by Mrs. Simpkins, presumably after Simpkins had fled.

After that came the production of the shattering testimony of the inventor of the device by which the vindicator bomb was set off and this led to an extended inquiry by the defense into the details of the trial, the murder of Cripple Creek during strike and martial law days. The defense tried to show that there had been unwarranted depredation of union miners, that stores had been looted, that agents of the mine owners had committed acts of violence and incited others to violence, that union miners had been dragged and driven from their homes and that peace officers controlled by the mine owners had employed deputies who were gun-fighters, thugs and criminals.

Next the state completed the legal history of the Peabody bomb, first by showing that the Peabody family was in the Couer d'Alene river, then that it was brought to Boise and taken on to Denver, and lastly by identifying the bomb in the possession of the man who made it. The Peabody family was present during this testimony and watched the bomb cover every moment that it was displayed before the witness stand.

Then the state once more took up the general attack of Orchard's story and successfully offered the testimony of Miss Peabody to the incidents related by Orchard where he and Steve Adams followed the trip to the Peabody home, the evidence of Gov. Peabody that he had seen Orchard in Canyon City and that he had repaired his home at the Peabody home, and the testimony of Harry Orchard, charged with the murder of Steuben, and there will be no session of court here on that day.

Orchard will be taken to Caldwell to make formal appearance when the case is closed.

AFTERNOON SESSION.

When court convened for the afternoon session, counsel for the defense announced that the Peabody family was in the Couer d'Alene river, then that it was brought to Boise and taken on to Denver, and lastly by identifying the bomb in the possession of the man who made it. The Peabody family was present during this testimony and watched the bomb cover every moment that it was displayed before the witness stand.

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Orchard will be taken to Caldwell to make formal appearance when the case is closed.

WILL POSTPONE ORCHARD CASE

He Will be Taken to Caldwell. Case Called and Put Over Till November.

A PERFUNCTORY PROCEEDING.

Tuesday State Will Introduce Evidence to Link Hayward With The Steuben Murder.

Boise, Ida., June 16.—While the trial of William D. Hayward, charged with conspiracy to secure the murder of former Gov. Frank Steuben, stands suspended for a day, Harry Orchard, the chief witness in the case, will be taken to Caldwell, in Canyon county, where the case against him for the actual murder of Steuben will be held, and postponed until the next term of court. Judge Fremont Wood, who is presiding in the Hayward case, will hold court in Canyon county to-morrow, for Judge Bryan, who is disqualified in the case, will be in charge of Orchard at Caldwell.

The new building has been eight years in construction and, including the land, has cost approximately \$50,000. It is estimated that the new custom house will have a floor area aggregating 300,000 square feet. The suite of offices to be occupied by collector Strahan, the revenue collector of the main floor. A hand carved screen of massive oak divides the main apartment into ante-chambers and reception rooms. The reception room contains a great open fireplace of carved stone, and an inscription reads:

On this site Fort Amsterdam was erected in 1824. Government house was built in 1830 for President Washington. Here George Clinton and John Jay lived. Used as custom house from 1733 to 1815.

JAP CONSISTITUTIONALISTS

Recommend That American Question Be Left to Two Govts. to Settle.

Tokio, June 17.—Leading members of a constitutional party in Japan, met this afternoon and passed a resolution on the American question, recommending in view of its importance that the American question be left to two governments to settle, and that the American question be left to two governments to settle.

MARK HAMBOROUGH COMING.

New York, June 17.—Mark Hamborough, the pianist, has signed a contract with the United States during the months of October, November and December. He will be accompanied by his wife, Mrs. Hamborough, and their daughter, Miss Hamborough.

A DYNAMITE EXPLOSION.

Wrecked an Italian's House in Chicago And Terrorized "Little Italy."

Chicago, June 17.—A dynamite explosion wrecked the home of an Italian family, 414 North Dearborn street, and spread terror throughout that section of "Little Italy." The explosion occurred at 10:30 a. m. and was heard for miles around. The house was completely destroyed and the family was forced to flee. The explosion was caused by a dynamite bomb which was thrown into the house by a person whose identity has not yet been ascertained.

MAY PRODUCE SIMPKINS.

Simpkins is named in the indictment with Hayward, Moyer and Pettibone, but he has not been arrested. One of the drafts in his favor was drawn after the murder of Steuben. The state has shown by some witnesses that Simpkins was a member of the executive board of the Western Federation of Miners, of which Hayward is still the secretary and treasurer, counsel for the defense claim that the drafts were drawn in the regular course of the federation and that the production of the drafts is an attempt to link Simpkins with the murder of Steuben.

JAPANESE AMBASSADOR AOKI MAY BE RECALLED.

Tokio, June 17.—The Hochi says this morning that Viscount Aoki, Japanese ambassador to America, will probably be recalled and that he will likely be succeeded by Baron Kaeko. The Hochi Shimbun is the organ of Count Okuma, leader of the Progressives, and is known for its anti-governmental opinion. The paper is decidedly anti-American. In an editorial, after commenting on the San Francisco conference, it said that the murder of a missionary in China, which resulted in the occupation of Kiau Chau, the paper said:

THOS. C. WEBSTER DEAD.

Went to Sleep on a Train and Didn't Open His Eyes for 77 Days.

Kansas City, June 16.—Thomas C. Webster, aged 60 years, of Horshoe Bend, Idaho, who began to sleep on a train between Kansas City and Denver on April 1, and who did not open his eyes thereafter for 77 days, died at the general hospital here today. A coroner's jury, which examined Webster said his sleep was feigned. He was suffering from acute pneumonia and had been in the hospital for several days.

EARTHQUAKE IN CHILE.

Valparaiso, Chile, June 17.—Late reports from Valdivia state that 23 persons in all were killed or injured by the earthquake which occurred here today. The shock extends from Valparaiso to Magellan straits, and from the Pacific coast to Buenos Aires.

LONG ISLAND SOUND PIRATES AGAIN ACTIVE.

New York, June 17.—The sound pirates, whose depredations among the country boats had been long and severe, have caused much terror are active again after a long disappearance. They appeared in a black schooner off Rye, N. Y., according to reports received today, and entered the home of Jacob H. Longola, president of the American Fish Company, and secured property valued at \$50,000.

SEVEN CHINAMEN BAPTIZED.

New York, June 17.—With John D. Rockefeller, Sr., as one of the spectators, seven Chinamen, mostly laundry men, were baptized last night at the Fifth Avenue Baptist church by the Rev. C. F. Aked. The baptismal class had been gathered by the Rev. Frank Moyer, in that country his work at the mission in Chinatown.

FRANCO-JAPANESE UNDERSTANDING

Considerations Leading to it Quite as Much Commercial As Political.

FRANCE PAID PRICE ASKED.

Both Parties are Convinced That They Have Made Not Only a Good But An Advantageous Bargain.

Paris, June 16.—While political considerations of a high order contributed to the new Franco-Japanese entente, there is no longer any doubt that the substantial quid pro quo given by France was the promise of access to the French market for future Japanese goods. Japan did not need a French guarantee for Korea and Formosa, but a Japanese guarantee for Indo-China was worth a great deal to France and she was willing to pay the price demanded.

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Summer Wear

This week we will show many new designs in summer wear. Remember they are right from the maker—and must be the latest—this showing comprises—novelty pongee suits, white serge suits, the very latest creations in linen and pique suits and skirts. It will be a treat to the women of Salt Lake to come in and see what we have—even though you have no intention of buying come—we will invite your inspection.

Summer Waists.

Elegant new patterns in every summer material. We have an especially good line of elaborate net waists, fully worth \$25.00 at—\$15

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A Few Specials in Forfeited

DIAMONDS

1 locket, 7 Genuine Cut Diamonds \$35.00
1 locket sun rays, very fine diamond \$35.00
2 rings, 3 fine diamonds each \$35.00
1 Snake ring, 2 fine diamonds \$35.00
or get \$35.00
Every one guaranteed to be a big bargain.

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BAMBERGER, 1st Melghn Street.

Gorham Silver, Hawkes Cut Glass

WE SELL BOTH Phone 65 for the Correct Time

CHERRY CREEK MINES COMPANY.

Principal place of business Salt Lake City, Utah. The undersigned will sell at public auction the shares of Cherry Creek Mines Company, Inc. and the following described real estate situated in Salt Lake County, Utah, to-wit: The south half of lot 4, block 89, plat 10 of 100 square rods of land, 12 o'clock noon on the 27th day of June, 1907, at the office of the State Board of Land Commissioners, Salt Lake City, Utah, for one-half of the purchase price of said land, balance on confirmation of sale. JOHN D. BOYD, Administrator of the Estate of Elizabeth Eliza Buckle, Deceased.

NOTICE OF ASSESSMENT NO. 3.

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NOTICE OF SALE OF CITY RE-FUNDING BONDS.

Notice is hereby given that Logan City bonds, Series A, 1907, and Series B, 1907, are hereby given for sale at public auction, dated August 1st, 1907, of the denomination of one thousand dollars each, bearing interest at the rate of four and one-half per cent per annum, payable semi-annually, principal payable in full on August 1st, 1917. All bids must be sealed in an envelope marked "Bids for City Bonds." Each bid shall carry with it as a guarantee of good faith a certified check or cash in the sum of five per cent of the amount of said bid. No qualified bids will be considered. Bids must be filed with the city recorder not later than 12 o'clock p. m. on Wednesday, the 3rd day of July, 1907. By order of its City Council. MAUDE EGBERT, City Recorder.

NOTICE TO CONTRACTORS.

STATE LAND BOARD RESERVOIR and Irrigation Project. Sealed proposals will be received by the State Board of Land Commissioners at its office in the County Building, Salt Lake City, Utah, up to 5 o'clock p. m., Tuesday, June 18, 1907, for the construction of a reservoir and spillway on the Sevier River near Hatch, New Mexico. The project is for a canal with all appurtenances, for a dam, and for a tract of land on the Sevier River. The dam is to be of the type known as "an earthen dam with puddled core," and will be approximately 1000 cubic yards of fill, 500 cubic feet reinforced concrete and 1000 cubic feet of masonry. The canal is to be 12 feet wide on the bottom and approximately 20 feet wide on top, including approximately 100 linear feet of culverts on timber trestles with concrete abutments. Bids will be received for the work complete or for the work in sections as indicated on the sheet of proposals. All proposals must be addressed to the Secretary of the State Board of Land Commissioners, Salt Lake City, Utah, and must contain a certified check made payable to the said secretary in the sum of ten per cent of the amount of the bid. Plans may be seen and specifications including blank form for proposals may be procured at the office of the Secretary of the State Board of Land Commissioners, Salt Lake City, Utah, or at the office of the Engineer in Charge, Salt Lake City, Utah; office of Jensen and Collins, Logan, Utah. The right is reserved to reject any and all bids. WM. J. LYNCH, Pres. THOMAS C. CALLISTER, Secy., State Board of Land Commissioners.

NOTICE OF SALE OF REAL AND PERSONAL PROPERTY.

Estate of Elizabeth Buckle, Deceased. The undersigned will sell at public auction the shares of Zion's Cooperative Mercantile Institution and the following described real estate situated in Salt Lake County, Utah, to-wit: The south half of lot 4, block 89, plat 10 of 100 square rods of land, 12 o'clock noon on the 27th day of June, 1907, at the office of the State Board of Land Commissioners, Salt Lake City, Utah, for one-half of the purchase price of said land, balance on confirmation of sale. JOHN D. BOYD, Administrator of the Estate of Elizabeth Eliza Buckle, Deceased.

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